

**CITY OF MIDLAND, TEXAS**  
**BRIEFING SESSION AGENDA**  
Tuesday, April 24, 2007, 9:00 a.m.  
City Hall Conference Room  
300 North Loraine  
Midland, Texas

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These items, as well as any other items on the regular posted agenda for the City Council Meeting on this date, may be discussed:

1. Discuss the concept of a City owned Municipal Wireless, commonly known as "Wi-Fi."

AGENDA FOR CITY COUNCIL MEETING  
Tuesday, April 24, 2007 – 10:00 a.m.  
Council Chamber – City Hall

The Midland City Council agenda is posted for public notice at least 72 hours prior to the Tuesday meetings. All requests to be placed on the Council agenda by the public must be submitted to the City Manager, in writing, at least one week before the Council meetings. Such written requests must be in sufficient detail to identify the subject matter as well as the contact person who will represent the matter before the Council. The City Council reserves the right to not consider matters over which the City has no jurisdiction.

❖Item related to City Council goals

1. Invocation – Reverend Steve Salcore, First Presbyterian Church

**INVOKED**

2. Pledge of Allegiance

**PLEDGED**

**MISCELLANEOUS**

3. Presentation of special events, organizations, individuals, or periods of time including, but not limited to:

- a. Presentation of a Proclamation for Child Abuse Prevention Month.

**PRESENTED**

- b. Presentation of Resolution of Commendation to retiring City employee Beverly Phillips. **PRESENTED**

**CONSENT AGENDA**

4. Consider a motion approving minutes of the April 10, 2007 Regular City Council Meeting and the April 16, 2007 Special City Council Meeting.

**APPROVED**

5. Consider a resolution authorizing the execution of a professional services agreement with Aquatic Management, Incorporated, of Alpharetta, Georgia, for management of the City of Midland's public swimming pools.

**REJECT BIDS**

6. Consider a resolution approving plans and specifications and authorizing advertisement for requests for proposals for an Advanced Traffic Management System.

**APPROVED**

7. Consider a resolution authorizing the purchase of one (1) pneumatic roller from Anderson Machinery Austin, Incorporated, through the Houston-Galveston Area Council; said pneumatic roller was not advertised for competitive bids.

**APPROVED**

8. Consider a motion to defer water, sanitary sewer and curb and gutter and paving improvements for Jadan Kate Addition, and to waive the associated public improvement guarantee, and to defer sidewalk construction.

**APPROVED**

9. Consider a resolution authorizing the acceptance of a utility easement located in Section 19, Block 39, T-1-S, T & P RR Co. Survey, City and County of Midland, Texas; and ordering recordation by the City Secretary.

**APPROVED**

10. Consider a resolution authorizing the execution of an agreement for street lighting service between the City of Midland and TXU Electric Delivery Company.

**DENIED**

11. Consider a resolution authorizing the execution of an interagency agreement between the City of Midland, the City of Odessa and Midland County, which authorizes the parties to participate in the Midessa Metro Auto Theft Task Force; and authorizing the filing of a joint grant application to fund the Midessa Metro Auto Theft Task Force.

**APPROVED**

12. Consider a resolution authorizing the submission of an application to the Office of the Texas Attorney General for Victim Coordinator and Liaison Grant funds.

**APPROVED**

13. Consider a resolution authorizing the execution of a five (5) year lease extension agreement with Kevin Cook, which covers Section 12, Block 37, TWP-3-S, T&P RR. Co. Survey, Midland County, Texas, at the Spraberry Farm.

**APPROVED**

14. Consider a resolution authorizing an amendment to the existing professional services agreement with HDR Engineering, Incorporated.

**APPROVED**

15. Consider a resolution authorizing the execution of a discharge license agreement with Baker Hughes Oilfield Operations, Incorporated, a California corporation, d/b/a Centerlift.

**APPROVED**

16. Consider a motion accepting a new petition from Jerry Baskett for the voluntary annexation of 82.26 acres out of Section 14, Block 40, T-1-S, T&P RR. Co. Midland County, Texas and to prepare an annexation schedule for the annexation of Block 53, Belmont Addition, Midland County, Texas as requested by Chris Morphew/Eddie James; approximately 318.553 acres, Section 13, Block 40, T-1-S, T&P RR. Co. Midland County, Texas as requested by Fasken Land and Minerals, Ltd.; and 82.26 acres out of Section 14, Block 40, T-1-S, T&P RR. Co. Midland County, Texas as requested by Jerry Baskett.

**APPROVED**

17. Consider a resolution authorizing the execution of an agreement for the temporary closure of state right of way with the State of Texas for use of a state owned highway, including Spur 269 between Main Street and Colorado Street, for the purpose of the Celebration of the Arts Special Event.

**APPROVED**

18. Consider a resolution rescinding resolution No. 2007-102 and approving a discharge license with Talon L.P.E. for work associated with the City of Midland Municipal Garage.

**APPROVED**

19. Consider a resolution authorizing the Midland Fire Department to file an application with the federal government for 2007 Assistance to Firefighters Grant funds.

**APPROVED**

**SECOND READINGS**

20. Consider an ordinance on second reading on a request by BCKK Engineering, Inc. for a zone change from 1F-2, One-Family Dwelling District to O-1, Office District on Lots 3 and 4, Block 16, Subdivision of N/2 Block 16 Loma Linda Addition, City and County of Midland, Texas. (Generally located on the north side of Oak Avenue, approximately 280 feet east of N. Big Spring.)

**APPROVED**

21. Consider an ordinance on second reading designating Beal Parkway as the street name of the public roadway between the intersection of West Illinois Avenue and Thomason Drive and the Business Interstate 20 service road; directing the City Secretary to send the Midland Emergency Communications District a certified copy of this ordinance; containing a cumulative clause; and containing a savings and severability clause.

**APPROVED**

**PUBLIC HEARINGS**

22. At 11:00 a.m. hold a public hearing and consider an ordinance on a request by Daniel M. Norris for a Planned District Site Plan Review on Lot 18, Block 9, Northwood Addition, Section 7, City and County of Midland, Texas. (Generally located on the southeast corner of the intersection of N. Midland Drive and Mamies Circle.)

**APPROVED**

**DEVELOPMENT SERVICES**

23. Consider an ordinance vacating a 1,585 square foot portion of the 10 foot wide utility easement located in Lot 2, Block 1, Trinity Towers Manor, Section 2, City and County of Midland, Texas. (Generally located on the east of Helen Greathouse Circle and north of Manor Village Circle.)

**APPROVED**

**MISCELLANEOUS**

24. Consider an ordinance of the City of Midland amending the official municipal budget for Fiscal Year 2006-2007.

**APPROVED**

25. Review, discuss and consider comparative salary data and market analysis compiled as a result of the recommendations from the competitive compensation employee focus group and consider related matters.

**DISCUSSED**

26. Consider a motion making appointments to various Boards and Commissions.

**APOINTMENTS MADE**

27. Recess to the conference room for lunch.
28. Pursuant to Texas Government Code §551.101, the Council will hold an Executive Session which is closed to the public to discuss the following matters as permitted under the following Texas Government Code Sections:

**Personnel Matters, Section 551.074**

Discuss and deliberate the employment, recruitment, compensation, and duties of an Interim Police Chief for the Midland Police Department.

Discuss and deliberate the employment, recruitment, compensation, and duties of a new Police Chief for the Midland Police Department.

Discuss and deliberate the employment of the Police Chief working as a consultant for the City.

**Deliberation Regarding Real Property, Section 551.072**

Discuss the acquisition, lease, and value of a 50-acre tract, more or less, located in Section 42, Block 41, Township 1 South, T & P RR Co. Survey in Midland County, Texas.

Discuss the acquisition, lease, and value of a 294-acre tract, more or less, located in Section 37, Block 40, Township 1 South, T & P RR Co. Survey in Midland County, Texas.

Discuss the acquisition, lease, and value of a 215-acre tract, more or less, located in Section 15, Block 39, Township 1 South, T & P RR Co. Survey in Midland County, Texas.

Discuss the acquisition, lease, and value of Block 1, Lot 1, Midland Airpark Addition located in the City of Midland, Midland County, Texas.

Discuss the acquisition, lease, and value of a 48-acre tract, more or less, located in the NW/4 of Section 14, Block 39, Township 1 South, T & P RR Co. Survey in Midland County, Texas.

Discuss the acquisition, lease, and value of all of Blocks 86 & 87, Original Town Addition located in the City of Midland, Midland County, Texas.

Discuss the acquisition, lease, and value of all of Block 53, Original Town Addition located in the City of Midland, Midland County, Texas.

**Consultation with the City Attorney, Section 551.071**

Discuss contemplated litigation regarding a formal complaint and request for an administrative investigation on the belief that certain laws were violated filed by Raymond J. Miller dated April 16, 2007.

Respectfully submitted,

Rick Menchaca  
City Manager